

PATENT

Am. Dkt. No. APPM/007761/IMPLANT/CONDUCTIVE/JB1

**REMARKS**

This is intended as a full and complete response to the Final Office Action dated November 1, 2005, having a shortened statutory period for response set to expire on February 1, 2006. Please reconsider the claims pending in the application for reasons discussed below.

Claims 1-13 and 20-26 remain pending in the application and are shown above. Claims 1, 4-8, 10-13 and 20-26 are rejected. Claims 2, 13, and 20-26 have been cancelled by Applicants without prejudice. Claims 2, 3 and 9 are objected to by the Examiner. Reconsideration of the rejected claims is requested for reasons presented below.

**Allowable Subject Matter**

Claims 2, 3 and 9 are objected to as being dependent upon a rejected base claim, but as stated by the Examiner would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 3 and 9 have been rewritten in independent form including all the limitations of the base claims and any intervening claims. Claim 1 has been amended to include the allowable subject matter of dependent claim 2. Claim 4 has been amended to depend on claim 3. Accordingly, Applicants respectfully request withdrawal of the objection and allowance of claims 1, 3, 4, and 9.

**Claim Rejections Under 35 U.S.C. § 103(a)**

Claims 1, 4-8 and 10-12 are rejected under 35 U.S.C. 103(a) as being unpatentable over the combination of AAPA and *Sferlazzo et al.* (U.S. Patent 5,523,652). Claim 1 has been amended to include the subject matter of allowable dependent claim 2. Claims 5-8 and 10-12 are allowable as dependent from allowable independent claim 1. Withdrawal of the rejection is respectfully requested. Accordingly, Applicants respectfully request withdrawal of the rejection and allowance of claims 1, 5-8 and 10-12.

Page 5

410390\_2

PATENT

Atty. Dkt. No. APPM007761/IMPLANT/CONDUCTIVE/JB1

**Claim Rejections Under 35 U.S.C. § 112**

Claims 13 and 20-26 are rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the written description requirement. Applicants have cancelled claims 13 and 20-26 without prejudice.

**Conclusion**

The secondary reference made of record is noted. However, it is believed that the secondary reference is no more pertinent to the Applicants' disclosure than the primary references cited in the Final Office Action. Therefore, Applicants believe that a detailed discussion of the secondary reference is not necessary for a full and complete response to this Final Office Action.

Having addressed all issues set out in the Final Office Action, Applicants respectfully submit that the claims are in condition for allowance and respectfully request that the claims be allowed.

Respectfully submitted,



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Page 6

410390\_2